

The Preliminary Hearing Order of the Administrative Law Judge should be affirmed.

Claimant's testimony, coupled with the medical report of Dr. Blaty, established claimant's work activities have aggravated his lower back. Claimant is entitled to medical treatment for that aggravation.

WHEREFORE, it is the finding, decision, and order of the Appeals Board that the Preliminary Hearing Order of Administrative Law Judge Nelsonna Potts Barnes, dated January 13, 1995, should be, and hereby is, affirmed.

IT IS SO ORDERED.

Dated this ____ day of March, 1995.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: Joseph Seiwert, Wichita, KS
Lyndon W. Vix, Wichita, KS
Nelsonna Potts Barnes, Administrative Law Judge
George Gomez, Director